

AMENDED IN ASSEMBLY APRIL 6, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2930

Introduced by Assembly Member Laird

February 24, 2006

An act relating to community colleges. An act to amend Section 11005 of the Government Code, and to amend Section 31402.2 of the Public Resources Code, relating to coastal resources.

LEGISLATIVE COUNSEL'S DIGEST

AB 2930, as amended, Laird. ~~Community colleges: funding. Coastal resources: property dedications: conservation and open-space easements.~~

~~Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law establishes community college districts throughout the state, and authorizes these districts to provide instruction at community college campuses. Existing law establishes a system for the apportionment of state funding to community college districts. This system is generally based on calculations related to the number of full-time equivalent students (FTES) in attendance in each district.~~

~~This bill would express the intent of the Legislature to enact legislation that addresses issues related to long-term community college funding.~~

Existing law requires that, unless the Legislature specifically provides that approval is not required, every gift or dedication to the state of personal property, or every gift to the state of real property in fee or in a lesser estate or interest, be approved by the Director of

Finance, and every contract for the acquisition or hiring of real property in fee or in a lesser estate or interest, entered into by or on behalf of the state, be approved by the Director of General Services. However, existing law exempts from those requirements, among other things, the acceptance by the State Coastal Conservancy of offers to dedicate public accessways made pursuant to specified provisions of the California Coastal Act of 1976.

This bill would additionally exempt from those requirements the acceptance by the conservancy of a conservation easement or an open-space easement made pursuant to the act.

Existing law requires that the conservancy accept an outstanding offer to dedicate a public accessway, as described, that has not been accepted by another public agency or nonprofit organization within 90 days of its expiration date.

This bill would also require the conservancy to accept an offer to dedicate a conservation easement, or an open-space easement that has not been accepted by another public agency or nonprofit organization within 90 days of the expiration date of the outstanding offer.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 11005 of the Government Code is
- 2 amended to read:
- 3 11005. (a) Unless the Legislature specifically provides that
- 4 approval is not required, every gift or dedication to the state of
- 5 personal property, or every gift to the state of real property in fee
- 6 or in ~~any~~ a lesser estate or interest, shall be approved by the
- 7 Director of Finance, and every contract for the acquisition or
- 8 hiring of real property in fee or in ~~any~~ a lesser estate or interest,
- 9 entered into by or on behalf of the state, shall be approved by the
- 10 Director of General Services. ~~Any~~ A contract entered into in
- 11 violation of this section is void. This section applies to ~~any~~ a
- 12 state agency that, by general or specific statute, is expressly or
- 13 impliedly authorized to enter into transactions referred to in this
- 14 section.
- 15 (b) This section does not apply ~~(1)~~ to the following:
- 16 (1) An unconditional ~~gifts~~ gift of money, ~~(2)~~ to the.

1 (2) *The* acquisition or hiring by the Department of
2 Transportation of real property in fee or in any lesser estate or
3 interest for highway purposes, but does apply to the hiring by
4 that department of office space in any office building; ~~(3) to~~
5 ~~contracts.~~

6 (3) *A contract* entered into under the authority of Chapter 4
7 (commencing with Section 11770) of Part 3 of Division 2 of the
8 Insurance Code; ~~(4) to the.~~

9 (4) *The* receipt of donated, unencumbered personal property
10 from private sources received in conjunction with the
11 administration of the Federal Surplus Personal Property Program
12 by the Department of General Services; ~~(5) to the.~~

13 (5) *The* receipt of gifts of personal property in the form of
14 interpretive or historical objects, each valued at fifteen thousand
15 dollars (\$15,000) or less, by the Department of Parks and
16 Recreation; ~~or (6) the.~~

17 (6) *The* acceptance by the State Coastal Conservancy of ~~offers~~
18 ~~an offer to dedicate public accessways~~ *a public accessway,*
19 *conservation easement, or open-space easement* made pursuant
20 to Division 20 (commencing with Section 30000) of the Public
21 Resources Code.

22 *SEC. 2. Section 31402.2 of the Public Resources Code is*
23 *amended to read:*

24 31402.2. The conservancy shall accept ~~any outstanding an~~
25 ~~offer to dedicate a public accessway, described in Section~~
26 ~~31402.1, or an offer to dedicate a conservation easement or~~
27 ~~open-space easement,~~ that has not been accepted by another
28 public agency or nonprofit organization within 90 days of ~~its the~~
29 ~~expiration date of the outstanding offer.~~

30 ~~SECTION 1. It is the intent of the Legislature to enact~~
31 ~~legislation that addresses issues related to long-term community~~
32 ~~college funding.~~